

SEP 27 2011

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

U.S. DISTRICT COURT
WESTERN DISTRICT OF NC

IN RE FAMILY DOLLAR)	
FLSA LITIGATION)	MDL DOCKET NO: 3:08-md-01932-GCM
)	Judge Graham C. Mullen
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)	
<i>Concerning Daniels, et al. v. Family Dollar</i>)	
<i>Stores, Inc., Family Dollar Stores of</i>)	ORDER
<i>Michigan, Inc.</i>)	
Michigan Eastern, No. 2:09-cv-14075)	
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It is hereby STIPULATED and AGREED, by and between the undersigned, as follows:

1. Pursuant to Rule 15(a) of the Federal Rules of Civil Procedure, the Complaint in this action is amended, such that originating Plaintiff Macita Daniels' collective action allegations (§216(b)) under the Fair Labor Standards Act ("FLSA"), 29 U.S.C. § 201, *et seq.*, her Michigan Minimum Wage Law of 1964, as amended ("MMWL"), Mich. Comp. Laws § 408.381, *et seq.*, and the class action allegations (Fed. R. Civ. P. 23) based upon the MMWL, are **DISMISSED WITH PREJUDICE**, with each party bearing their own fees and costs, and, going forward, this action shall be limited to Plaintiff Macita Daniels' individual claims arising under the FLSA.

2. Defendant's entry into this Stipulation and [Proposed] Order shall not be construed as a waiver of its opposition to any request by Plaintiff that this action be remanded to the Eastern District of Michigan, Southern Division pursuant to JPML Rule 10.1.

AGREED, this 26th day of September, 2011:

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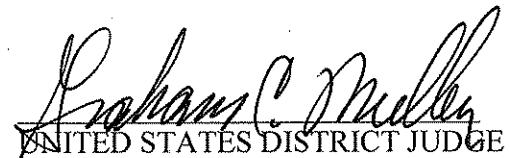
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SO ORDERED, this 27th day of September, 2011.


UNITED STATES DISTRICT JUDGE